

## STATE OF NEW YORK OFFICE OF THE ATTORNEY GENERAL

ELIOT SPITZER Attorney General 120 Broadway, New York, New York 10271

DIVISION OF PUBLIC ADVOCACY

SUSANNA M. ZWERLING
Bureau Chief
Bureau of Telecommunications and Energy
KEITH H. GORDON
Assistant Attorney General
E-mail: Keith.Gordonon@OAG.State.NY.US
Vox: (212) 416-8320
Fax: (212) 416-887

November 21, 2003

Ms. Marlene H. Dortch Office of the Secretary Federal Communications Commission 445 12<sup>th</sup> Street S.W. Suite TW-A325 Washington, D.C. 20554

Re: WC Docket No. 03-211- Vonage Holdings Corp. Petition for Declaratory Ruling Concerning an Order of the Minnesota Public Utilities Commission

Dear Ms. Dortch:

Pursuant to the Commission's September 26, 2003 Notice of Pleading Cycle (DA No. 03-

2952), please find enclosed the Reply Comments of New York State Attorney General Eliot Spitzer.

Sincerely,

Keith H. Gordon Assistant Attorney General

cc: Ms. Janice M. Myles, Wireline Competition Bureau, Competition Policy Div. Ste. 5-C327

Qualex International, Portals III, 445 12<sup>th</sup> Street, S.W.